

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 14, 2001
SAN FRANCISCO, CALIFORNIA**

S100099 In re Kanuri Surgury Qawi
1st Dist. on
A093094 Habeas Corpus
Div. 1 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S100426 Gurse, Schneider & Co. et al., Plaintiffs and Appellants
2nd Dist. v.
B142728 Wasser, Rosenson & Carter et al., Defendants and Respondents
Div. 7 Petition for Review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Musser v. Provencher*, S099938 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J., was recused and did not participate.

Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S100490 In re Nicholas H., a Person Coming Under the Juvenile Court Law
1st Dist. -----
A092188 Alameda County Social Services Agency, Petitioner and Respondent
Div. 2 v.
 Kimberly H., Objector and Appellant
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S100614 The People, Plaintiff and Respondent
6th Dist. v.
H020453 German Ernest Llavet, Defendant and Appellant
 Respondent's petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Acosta*, S089120, *People v. Graves*, S089533, and *People v. Cornelius*, S068743 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court. Appellant's petition for review is denied.

Appellant's petition for review DENIED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S100684 The People, Plaintiff and Respondent

6th Dist. v.

H022292 Wilbur Wade Atcherley, Defendant and Appellant

Cause transferred to this court. The order of August 27, 2001, denying augmentation in part is hereby vacated.

Augmentation is granted as to the reporter's transcript of the hearing held in this matter of May 19, 2000, before Hon. John Ball, reported by J. Serna, C.S.R.

Augmentation is further granted as follows: the reporter's transcripts of proceedings in this matter conducted on November 10 and/or 12, 1999, before Hon. Thomas Hastings, reported by C. Mohr, C.S.R.; the reporter's transcript of proceedings in this matter conducted on November 19, 1999, before Hon. Thomas Hastings, reported by K. Keay, C.S.R.; the reporter's transcript of proceedings conducted in this matter on December 3, 1999, before Hon. Thomas Hastings, reported by T. Hunter, C.S.R.; the reporter's transcript of proceedings conducted in this matter on December 6, 1999, before Hon. Thomas Hastings, reporter unknown; the reporter's transcript of proceedings in this matter conducted on January 14, 2000, before Hon. John T. Ball, reporter unknown; the reporter's transcript of proceedings in this matter conducted on January 21, 2000, before Hon. John T. Ball, reporter unknown; any minute order and/or reporter's transcripts for proceedings conducted on defendant's In-camera Motion for Ancillary Defense Services and/or Request for Funds, filed on December 27, 1999.

Time to file appellant's opening brief is extended to 30 days from the date the augmented record is filed in the Court of Appeal, Sixth Appellate District.

Cause retransferred to the Court of Appeal, Sixth Appellate District.

The petition for review is denied as moot.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S096531 The People, Plaintiff and Respondent

4th Dist. v.

G026045 Richard Allen Lee, Defendant and Appellant

Div. 3

The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Otto* (2001) 26 Cal.4th 200.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S085015 The People, Respondent

6th Dist. v.

H018805 Donald Joseph Lugas, Appellant

Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, Sixth Appellate District.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S085092 The People, Respondent

1st Dist. v.

A083204 Michael E. Woodson, Appellant

Div. 4 Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, First Appellate District, Division Four.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S086060 The People, Appellant

4th Dist. v.

D032479 Mehrwan Jehangir Shroff et al., Respondents

Div. 1 Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, Fourth Appellate District, Division One.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S088651 The People, Respondent

4th Dist. v.

E025062 Harvey William Harper, Appellant

Div. 2 Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, Fourth Appellate District, Division Two.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S089671 The People, Respondent

5th Dist. v.

F032945 Raymond Mendoza, Appellant

Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, Fifth Appellate District.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S009038 In re Thomas L. Riordan and Robert M. Sanger, Attorneys at Law

People, Respondent

v.

Richard Dean Turner, Appellant

At the conclusion of the November 7, 2001 hearing on this matter, the court made the following rulings in open court:

1. The court found Thomas L. Riordan in contempt and indicated that a formal judgment, embodying the court's findings and the sanction to be imposed, would be filed at a later date.
2. The court relieved Thomas L. Riordan as counsel of record for Richard Dean Turner in *People v. Turner* (S009038), and indicated that the court would consider whether to order Riordan to reimburse the court for attorney fees and expenses received in this matter, as authorized by Guideline V, subpart B of the Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in the California Supreme Court. In this regard, the court ordered Riordan to file with the court on or before November 13, 2001, a full statement of all attorney fees and expense reimbursement that he has received from the court in connection with this case, together with Riordan's position as to what part, if any, of each payment was of value to the court. The court further ordered Riordan to serve a copy of this statement on Robert M. Sanger, and ordered Sanger to file a response to Riordan's statement with the Supreme Court on or before November 16, 2001.
3. The court designated Robert M. Sanger as sole counsel of record for Richard Dean Turner in *People v. Turner* (S009038), both with respect to the direct appeal and to any related habeas corpus and/or executive clemency proceedings.
4. The court continued the contempt proceeding regarding Robert M. Sanger to the court's March 2002 oral argument calendar upon Sanger's representations that he would submit a complete draft of the Appellant's Opening Brief (AOB) to the California Appellate Project (CAP) by the end of February 2002 and also would submit to CAP drafts of portions of the AOB as they are completed on a regular basis beginning immediately.

The order appointing Thomas L. Riordan as counsel of record for condemned prisoner Richard Dean Turner, filed September 12, 1991, is hereby vacated.

- S098409 Cimmaron Olszewski, Plaintiff and Appellant
4th Dist. v.
D034197 Scripps Health et al., Defendants and Respondents
Div. 1 Good cause appearing, all further proceedings against Medical
Liability Recoveries Inc. are stayed pursuant to 11 U.S.C.
§ 362(a)(1).
- S094039 The People, Plaintiff and Respondent
4th Dist. v.
G024883 Robert Gene Sinohui, Defendant and Appellant
Div. 3 To assist in the resolution of this case, the court hereby orders the
parties to brief the following issue: whether a trial court may
compel testimony from defendant's spouse pursuant to the exception
to the spousal privilege contained in Evidence Code section 972,
subdivision (e)(2), if the prosecution never charged defendant with a
crime against his spouse in an accusatory pleading. The opening
supplemental letter briefs shall be no longer than five (5) pages and
shall be filed simultaneously by both parties on or before
November 30, 2001, in the San Francisco clerk's office. Each party
may file a reply supplemental letter brief no longer than three (3)
pages on or before December 7, 2001, in the San Francisco clerk's
office.
- S099542 The People, Petitioner
2nd Dist. v.
B148656 Los Angeles County Superior Court, Respondent
Div. 1 Rodrigo Alberto Jimenez, Real Party in Interest
Review is limited to the issue of whether Penal Code section
1538.5, subdivision (p), limits the circumstances under which the
People may exercise a peremptory challenge under Code of Civil
Procedure section 170.6.
- S009169 The People, Respondent
v.
Martin James Kipp, Appellant
The time for granting or denying rehearing in the above-entitled
case is hereby extended to and including February 1, 2002, or the
date upon which rehearing is either granted or denied, whichever
occurs first.

S073709 In re Ward Francis Weaver
 on
 Habeas Corpus

The request for judicial notice, appearing on pages 73-74 of the petition for writ of habeas corpus, is granted.

The petition for a writ of habeas corpus, filed in this court on September 28, 1998, is denied on the merits.

In addition, the following claims are denied because they were raised and rejected on appeal (*In re Harris* (1993) 5 Cal.4th 813, 829-841; *In re Waltreus* (1965) 62 Cal.2d 218, 225: (a) the trial court should have conducted a more searching voir dire of petitioner when he waived the presence of lead counsel (petn., p. 145); (b) the trial court should have admonished prospective jurors against forming or expressing opinions about petitioner's case (petn., p. 446).

Brown, J., would deny the petition solely on the merits.

S100497 Pacific Gas and Electric Company, Petitioner
 v.
 California Public Utilities Commission, Respondent
 Petition for writ of review DENIED.
 Chin, J., was recused and did not participate.

S100498 In the Matter of Jerome Berg, a Former Member of the State Bar
 Petition for writ of review DENIED.
 The request for judicial notice is denied.

S100747 Whittier Law School's Legal Policy Clinic and the
 Center for Children's Rights, Petitioner
 v.
 Attorney General of the State of California, Respondent
 Petition for writ of mandate/prohibition DENIED.

S101573 Dean Andal et al., Petitioners
 v.
 Gray Davis et al., Respondents and Real Parties in Interest
 Petition for writ of mandate/prohibition DENIED.
 Kennard, J., is of the opinion an order to show cause should
 issue.

- S101651 Judy Nadler et al., Petitioners
v.
Gray Davis et al., Respondents
Petition for writ of mandate/prohibition DENIED.
- S101719 Dennis Kennedy et al., Petitioners
v.
Gray Davis et al., Respondents
Petition for writ of mandate/prohibition DENIED.
The request of the Mayor and City Council of the City of Gilroy to intervene is denied.
- S095005 In re Edward Benevidez
on
Habeas Corpus
Petition for writ of habeas corpus DENIED.
- S097017 In re Anthony Brooks
on
Habeas Corpus
Petition for writ of habeas corpus DENIED.
- S100429 In re Jose H. Criado
on
Habeas Corpus
Petition for writ of habeas corpus DENIED.
- 1st Dist. Vickey Kraus, Respondent
A070864 v.
Div. 2 Trinity Properties Inc. et al., Appellants
S101250 Petition for review DENIED.
- 1st Dist. People, Respondent
A078462 v.
Div. 3 Lawrence Adam Reeves, Appellant
S100534 Petition for review DENIED.
The request for an order directing depublication of the opinion is denied.

1st Dist. A085590 Div. 3 S100467	People, Respondent v. Kevin Deroi Sawyer, Appellant Petition for review DENIED.
1st Dist. A087398 Div. 5 S100692	People, Respondent v. Christopher Norman McCoy, Appellant Petition for review DENIED.
1st Dist. A088095 Div. 4 S101133	People, Respondent v. Patrick Range, Appellant Petition for review DENIED.
1st Dist. A088394 Div. 2 S101227	People, Respondent v. Ramon Beltran et al., Appellants Petitions for review DENIED.
1st Dist. A089604 Div. 5 S100596	People, Respondent v. Wayne Hughes, Appellant Petition for review DENIED.
1st Dist. A089733 A092990 Div. 3 S100538	People, Respondent v. John W. Acridge, Appellant ----- In re John W. Acridge on Habeas Corpus Petition for review DENIED.
1st Dist. A089760 Div. 1 S101075	People, Respondent v. Steven R. Nary, Appellant Petition for review DENIED.
1st Dist. A090000 Div. 2 S100642	Tien Tsai Chiang, Appellant v. Tse Mu Chiang et al., Respondents Petition for review DENIED.

1st Dist. People, Respondent
A090428 v.
Div. 5 Tyrone Pollard, Appellant
S101055 Petition for review DENIED.

1st Dist. People, Respondent
A090839 v.
Div. 5 Rick Anthony Fernandez, Appellant
S100611 Petition for review DENIED.

1st Dist. People, Respondent
A090846 v.
Div. 1 Danny D. Fields, Appellant
S100566 Petition for review DENIED.

1st Dist. People, Respondent
A091094 v.
Div. 3 David Matheson Thomas, Appellant
S101079 Petition for review DENIED.

1st Dist. People, Respondent
A091258 v.
Div. 4 David Eugene Albillar, Appellant
S100453 Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

1st Dist. People, Respondent
A091490 v.
Div. 4 Norman Philip Evers, Appellant
S100818 Petition for review DENIED.

1st Dist. People, Respondent
A091671 v.
Div. 2 George Swan Arlow, Appellant
S100681 Petition for review DENIED.

1st Dist. People, Respondent
A091774 v.
Div. 4 Perryn Quinn Rushing, Appellant
S101097 Petition for review DENIED.

1st Dist. People, Respondent
A091830 v.
Div. 5 Lisa Michelle Connelly, Appellant
S101159 Petition for review DENIED.

1st Dist. People, Respondent
A092131 v.
Div. 3 Rosa Ana Manrow, Appellant
S101034 Petition for review DENIED.

1st Dist. People, Respondent
A092133 v.
Div. 5 Alberto Barragan Esquivel, Appellant
S100583 Petition for review DENIED.

1st Dist. People, Respondent
A092455 v.
Div. 5 Katherine Devera Cervantes, Appellant
S100775 Petition for review DENIED.

1st Dist. People, Plaintiff and Respondent
A093090 v.
Div. 3 Eric Johnson, Defendant and Cross-complainant
S100699 Petition for review DENIED.

1st Dist. In re Melvin B., a Person Coming Under the Juvenile Court Law
A093488 -----
Div. 3 Social Services Agency, Plaintiff and Respondent
S101085 v.
Zena W., Defendant and Appellant
Petition for review DENIED.

1st Dist. In re Savannah S., a Person Coming Under the Juvenile Court Law
A093811 -----
A095118 Social Services Agency, Plaintiff and Respondent
Div. 3 v.
S101039 Karen D. et al., Defendants and Appellants

In re Karen D. Habeas Corpus
Petition for review DENIED.

1st Dist. Royce Ford, Jr., Petitioner
A094667 v.
Div. 4 Alameda County Superior Court, Respondent
S100509 People, Real Party in Interest
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.
The request for an order directing depublication of the opinion is denied.

1st Dist. Krystyna Niemira, Petitioner
A095241 v.
Div. 4 Napa County Superior Court, Respondent
S100227 Gary Lieberstein, County Administrator,
Marya Kotsur et al., Real Parties in Interest
Petition for review DENIED.
The requests for judicial notice are denied.

1st Dist. Western Properties Trust, Petitioners
A095854 v.
Div. 5 Alameda County Superior Court, Respondent
S100342 Bryant M. Bennett, Real Parties in Interest
Petition for review DENIED.
George, C.J., and Werdegarr, J. , were recused and did not participate.
Kennard, J., is of the opinion the petition should be granted.

1st Dist. Benjamin Moore, Petitioner
A096041 v.
Div. 1 Contra Costa County Superior Court, Respondent
S100501 People, Real Party in Interest
Petition for review DENIED.

1st Dist. Vallabh Patel et al., Petitioners
A096244 v.
Div. 3 The Appellate Div. of the Superior Court of San Francisco Co.,
S101242 Respondent
Charles Humphrey et al., Real Parties in Interest
Petition for review DENIED.

1st Dist. Mark Anthony Jones, Petitioner
A096265 v.
Div. 3 Sonoma County Superior Court, Respondent
S101118 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. People, Plaintiff and Appellant
B110069 v.
Div. 4 Will Moses Palmer, Defendant and Appellant
S101167 Petition for review DENIED.

2nd Dist. Ernest T. Martin, Appellant
B132444 v.
Div. 2 Glynda Andrews, Respondent
S101099 Petition for review DENIED.

2nd Dist. Brentwood/Ima Inc., Respondent
B133269 v.
Div. 3 Weider Communications Inc. et al., Appellants
S100686 Petition for review DENIED.

2nd Dist. Neal Lawrence Dem et al., Plaintiffs and Respondents
B137637 v.
Div. 4 Mark Designs Inc., Defendant
S101199 Maria Horwitz, Third Party Claimant and Appellant
Petition for review DENIED.

2nd Dist. People, Respondent
B138003 v.
Div. 2 Patrick Sullivan, Appellant
S100602 Petition for review DENIED.

2nd Dist. People, Respondent
B138036 v.
Div. 2 Julio Ruben De La Luz, Appellant
S100764 Petition for review DENIED.

2nd Dist. People, Respondent
B139104 v.
Div. 2 Larry Amest, Appellant
S101137 Petition for review DENIED.

2nd Dist. People, Respondent
B139375 v.
Div. 2 Nhan Nguyen, Appellant
S100421 Petition for review DENIED.

2nd Dist. People, Respondent
B139413 v.
Div. 2 Ronald Charles Rucker, Appellant
S101315 Petition for review DENIED.

2nd Dist. People, Respondent
B139625 v.
B145376 Alejandro Mercado, Appellant
Div. 3 -----
S101060 In re Alejandro Mercado on Habeas Corpus
Petition for review DENIED.

2nd Dist. National Union Fire Insurance Company of Pittsburgh, PA,
B139739 Cross-complainant and Respondent
Div. 1 v.
S101275 Gladych & Associates Inc. et al., Cross-defendants and Appellants
Petition for review DENIED.

2nd Dist. People, Respondent
B139817 v.
B149668 Richard Floyd Gilliam, Appellant
Div. 1 -----
S100743 In re Richard Floyd Gilliam on Habeas Corpus
Petition for review DENIED.

2nd Dist. Maria Moran, Plaintiff and Respondent
B140293 v.
Div. 3 Studio Colony Apartment, Defendant and Respondent
S101261 Petition for review DENIED.

2nd Dist. People, Respondent
B140458 v.
Div. 6 Glen Quintrell Love et al., Appellants
S100367 Petitions for review DENIED.
Kennard, J., is of the opinion review should be granted.

2nd Dist. Arnetta T. Jones, Respondent
B140477 b.
Div. 7 Long Beach Public Transportation Company, Appellant
S101258 Petition for review DENIED.

2nd Dist. People, Respondent
B141271 v.
Div. 4 Alex Machado, Appellant
S101210 Petition for review DENIED.

2nd Dist. People, Respondent
B141709 v.
Div. 5 Julio Cesar Salas, Appellant
S100208 Petition for review DENIED.

2nd Dist. People, Respondent
B141718 v.
Div. 2 Parrish Marcel Calhoun, Appellant
S101165 Petition for review DENIED.

2nd Dist. Lucila Mascorro, Appellant
B141830 v.
Div. 4 Ed Snyder, Respondent
S100205 Petition for review DENIED.

2nd Dist. People, Respondent
B141963 v.
Div. 2 Brent Ronnie Dandridge, Appellant
S101164 Petition for review DENIED.

2nd Dist. People, Respondent
B142122 v.
Div. 5 Frederick Bernard Martin, Appellant
S101198 Petition for review DENIED.

2nd Dist. People, Respondent
B142123 v.
Div. 6 Al Gene Fisher Jr., Appellant
S101288 Petition for review DENIED.

2nd Dist. People, Respondent
B142190 v.
Div. 6 Rdoberet Weldon Cleaves, Appellant
S101324 Petition for review DENIED.

2nd Dist. People, Respondent
B142677 v.
Div. 5 Dukeshane Torres Palk, Appellant
S100154 Petition for review DENIED.

2nd Dist. People, Respondent
B142865 v.
Div. 1 David Joseph Brylla, Appellant
S100629 Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. Imre Domby, Appellant
B143147 v.
Div. 2 Mark P. Robinson et al., Respondents
S100877 Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

2nd Dist. People, Respondent
B143182 v.
Div. 3 Saeid Kangarlou, Appellant
S101204 Petition for review DENIED.

2nd Dist. In re Patricia T., a Person Coming Under the Juvenile Court Law
B143242 -----
B145547 Los Angeles County Dept. of Children & Family Svcs., Respondent
Div. 4 v.
S100886 Patricia O., Appellant
Petition for review DENIED.

2nd Dist. Ashley Arnold, Minors, etc. et al., Appellants
B143708 v.
Div. 2 The Dow Chemical Company et al., Respondents
S100854 Petitions for review DENIED.
Chin, J., was recused and did not participate.

2nd Dist. People, Respondent
B143925 v.
Div. 1 Gregory Davenport et al., Appellants
S101305 Petition for review DENIED.

2nd Dist. People, Respondent
B144146 v.
Div. 5 Frederick Mumford, Appellant
S100873 Petition for review DENIED.

2nd Dist. People, Respondent
B144152 v.
Div. 7 Adrian R. Valenzuela, Appellant
S101285 Petition for review DENIED.

2nd Dist. People, Respondent
B144202 v.
Div. 6 Dumitru Pop, Appellant
S100793 Petition for review DENIED.

2nd Dist. People, Respondent
B144267 v.
Div. 2 John Allard, Appellant
S101197 Petition for review DENIED.

2nd Dist. People, Respondent
B144615 v.
Div. 6 Ronald Jerome Clark, Appellant
S100883 Petition for review DENIED.

2nd Dist. People, Respondent
B144631 v.
Div. 2 Bruce Albert Yates, Appellant
S101316 Petition for review DENIED.

2nd Dist. B144939 Div. 2 S100862	In re Deonte C., a Person Coming Under the Juvenile Court Law ----- Dept. of Children & Family Svcs., Los Angeles County, Respondent v. Joyce Jenkins, Appellant Petition for review DENIED.
2nd Dist. B145115 Div. 2 S101327	People, Respondent v. Jason Clayton Passoff, Appellant Petition for review DENIED.
2nd Dist. B145171 Div. 7 S101092	Brian J. McMahon, Appellant v. El Camino College District, Respondent Petition for review DENIED.
2nd Dist. B145383 Div. 2 S101174	People, Respondent v. Joffrey John Foster, Appellant Petition for review DENIED.
2nd Dist. B145463 Div. 6 S101267	People, Respondent v. James Barry Showalter, Appellant Petition for review DENIED.
2nd Dist. B145534 Div. 2 S101253	People, Respondent v. Rahsaan Nyasa Tanner, Appellant Petition for review DENIED.
2nd Dist. B146016 Div. 1 S101101	In re Ulysse W., a Person Coming Under the Juvenile Court Law ----- Los Angeles Dept. of Children & Family Svcs., Respondent v. Darlene W., Appellant Erik B. et al., Respondents Petition for review DENIED.

2nd Dist. People, Respondent
B146162 v.
Div. 5 Gabriel Ulloa, Appellant
S100250 Petition for review DENIED.

2nd Dist. Young H. Kim et al., Appellants
B146265 v.
Div. 7 America Online, Inc. et al., Respondents
S099753 Petition for review DENIED.
The request for an order directing publication of the opinion is denied.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B146308 v.
Div. 3 Andrew Cruz, Appellant
S101353 Petition for review DENIED.

2nd Dist. People, Respondent
B146454 v.
Div. 2 Sergio Cadavid, Appellant
S101238 Petition for review DENIED.

2nd Dist. People, Respondent
B146543 v.
Div. 2 Anthony Taylor, Appellant
S101313 Petition for review DENIED.

2nd Dist. People, Respondent
B146658 v.
Div. 5 Wilber Cotton Jr., Appellant
S101463 Petition for review DENIED.

2nd Dist. People, Respondent
B147244 v.
Div. 6 Myron Steven Maye, Appellant
S101168 Petition for review DENIED.

2nd Dist. B147261 Div. 6 S101113	People, Respondent v. Oscar A. Barretto, Appellant Petition for review DENIED.
2nd Dist. B147412 Div. 1 S101190	People, Respondent v. Michael E. Syposs, Appellant Petition for review DENIED.
2nd Dist. B147999 Div. 1 S101328	People, Respondent v. Ernie J. Lopez, Appellant Petition for review DENIED.
2nd Dist. B149234 Div. 4 S101323	People, Respondent v. Alfonso Orantes, Appellant Petition for review DENIED.
2nd Dist. B150283 B146146 Div. 6 S100221	People, Respondent v. Sally J. Chavez, Appellant ----- In re Sally J. Chavez on Habeas Corpus Petition for review DENIED.
2nd Dist. B152274 Div. 6 S100968	In re Carl D. McQuillion et al. on Habeas Corpus Petition for review DENIED on the merits.
2nd Dist. B152352 Div. 2 S101366	Religious Technology Center, Petitioner v. Los Angeles County Superior Court, Respondent Lawrence Dominick Wollersheim, Real Party in Interest Petition for review DENIED.

2nd Dist. Ralph Galustian et al., Petitioners
B152796 v.
Div. 5 Los Angeles County Superior Court, Respondent
S101089 Welfide Corporation et al. Real Parties in Interest
 Petition for review DENIED.
 George, C.J., was recused and did not participate.

2nd Dist. James Michael Hoban, Petitioner
B152800 v.
Div. 7 Los Angeles County Superior Court, Respondent
S100884 People, Real Party in Interest
 Petition for review DENIED.

3rd Dist. People, Respondent
C032079 v.
S100190 Michael Aaron Smith et al., Appellants
 Petitions for review DENIED.

3rd Dist. People, Respondent
C032823 v.
S100441 Moses White, Appellant
 Petition for review DENIED.

3rd Dist. People, Respondent
C032907 v.
S101230 Bruce Monterrio Dixon, Appellant
 Petition for review DENIED.

3rd Dist. People, Respondent
C033272 v.
S100402 Jacob Charles Sanchez, Appellant
 Petition for review DENIED.

3rd Dist. Mary Thompson, Appellant
C033777 v.
S101136 St. Josephs Medical Center et al., Respondents
 Petition for review DENIED.

3rd Dist. Mercedes Jauregui, Appellant
C034001 v.
S101255 Ray Stone, Incorporated et al., Respondents
Petition for review DENIED.
Application for stay denied as moot.

3rd Dist. People, Respondent
C034325 v.
S101257 Tyrone Daniel Johnson, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034758 v.
S101386 Ralph Gilbert Miranda, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034760 v.
S100215 Louie Moreno, Appellant
Petition for review DENIED.

3rd Dist. County of Sacramento, Respondent
C034815 v.
S101289 William Alan Schlocker, Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

3rd Dist. Coalition for Alternatives to Kiefer Landfill, Appellant
C035685 v.
S101278 County of Sacramento, Respondent
Petition for review DENIED.
Brown, J., was recused and did not participate.

3rd Dist. People, Respondent
C035732 v.
S100633 Russell D. Burgess, Appellant
Petition for review DENIED.

3rd Dist. Alvie Floyd et al., Plaintiffs and Respondents
C036801 v.
S101049 A. Roy Cleghorn et al., Defendants and Appellants
Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

3rd Dist. In re Maria A. et al., Persons Coming Under the Juvenile Court Law
C037292 -----
S101037 Sacramento Dept. of Health & Human Services, Respondent
v.
Ruben R. et al., Appellants
Petition for review DENIED.

3rd Dist. People, Respondent
C037420 v.
S101295 Eric Timothy Thomas, Appellant
Petition for review DENIED.

3rd Dist. Francisco Burgara, Appellant
C038766 v.
S101121 Loomis Sheet Metal, Respondent
Petition for review DENIED.

3rd Dist. Paula Karrison, Petitioner
C039047 v.
S101292 Public Utilities Commission of California, Respondent
A & P Moving Inc., Real Party in Interest
Petition for review DENIED.

3rd Dist. In re Willie Ray Jones
C039355 on
S101219 Habeas Corpus
Petition for review DENIED.

3rd Dist. Dale E. Robinson, Petitioner
C039419 v.
S101387 Sacramento County Superior Court, Respondent
People, Real Party in Interest
Application for stay and petition for review DENIED as moot.

4th Dist. D034779 Div. 1 S101103	People, Respondent v. Ramon Anthony Garcia, Appellant Petition for review DENIED.
4th Dist. D034897 Div. 1 S101126	San Diego Unified Port District, Appellant v. Pacific Indemnity Company, Respondent Petition for review DENIED.
4th Dist. D035066 Div. 1 S100568	People, Respondent v. John Ronald Brown, Appellant Petition for review DENIED.
4th Dist. D035552 Div. 1 S100582	People, Respondent v. Scott Robert Hoffman, Appellant Petition for review DENIED.
4th Dist. D035932 Div. 1 S101111	People, Respondent v. Damon Lamar Ackles, Appellant Petition for review DENIED.
4th Dist. D035991 Div. 1 S100523	Nautronix Inc. et al., Appellants v. Certain Underwriters at Lloyd's London et al., Respondents Petition for review DENIED.
4th Dist. D036211 Div. 1 S101120	People, Respondent v. Everett Hale McGuire, Appellant Petition for review DENIED.
4th Dist. D036752 Div. 1 S101281	Yvette Huffman, Appellant v. Del Mar Villas Community Association, Respondent Petition for review DENIED.

4th Dist. D037516 D037835 Div. 1 S101282	In re Adrian G., a Person Coming Under the Juvenile Court Law ----- San Diego County Health and Human Services Agency, Respondent v. John R., Appellant ----- In re John R. on Habeas Corpus Petition for review DENIED.
4th Dist. D037551 Div. 1 S100948	Allen Petty, Appellant v. ICU Medical Inc., Appellant Petition for review DENIED.
4th Dist. D037620 Div. 1 S100965	In re the Marriage of Elena G. and Henry Q. Alba ----- Elena G. Alba Selk, Appellant v. Henry Q. Alba, Respondent Petition for review DENIED.
4th Dist. D038484 Div. 1 S100206	In re Charles Silas on Habeas Corpus Petition for review DENIED.
4th Dist. D038754 Div. 1 S101077	Wilbert A. Lowe, Petitioner v. San Diego County Superior Court, Respondent Alvarado Hospital Medical Center, Real Party in Interest Petition for review DENIED.
4th Dist. E026537 Div. 2 S101010	People, Respondent v. John Michael Balbo, Appellant Petition for review DENIED.
4th Dist. E026886 Div. 2 S100722	People, Respondent v. Christian Alfonso Bracamontes, Appellant Petition for review DENIED.

4th Dist. People, Respondent
E027192 v.
Div. 2 Jesus Patrick Bowen, Appellant
S101160 Petition for review DENIED.

4th Dist. People, Respondent
E027564 v.
Div. 2 Brian Park, Appellant
S101044 Petition for review DENIED.

4th Dist. Christopher Suchil, Appellant
E027658 v.
Div. 2 KMK Real Corp., Respondent
S101087 Petition for review DENIED.

4th Dist. In re Aaron H., a Person Coming Under the Juvenile Court Law
E027675 -----
Div. 2 People, Respondent
S101298 v.
Aaron H., Appellant
Petition for review DENIED.

4th Dist. People, Respondent
E027938 v.
Div. 2 Sean Leon Scales, Appellant
S101349 Petition for review DENIED.

4th Dist. People, Respondent
E027955 v.
Div. 2 Rudy Guerrero, Appellant
S101246 Petition for review DENIED.

4th Dist. PERC/SEIU Local 1997 AFL-CIO, Respondent
E027984 v.
Div. 2 County of Riverside et al., Appellants
S101093 Petition for review DENIED.

4th Dist. E028003 Div. 2 S100673	In re Joshua M., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Joshua M., Appellant Petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
4th Dist. E028116 Div. 2 S101178	People, Respondent v. Patrick Alvin Scanlon, Appellant Petition for review DENIED.
4th Dist. E028121 Div. 2 S101073	People, Respondent v. Jonathan Lamont Hawthorne, Appellant Petition for review DENIED.
4th Dist. E030103 Div. 2 S100522	Haifa Nemr, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
4th Dist. E030326 Div. 2 S101331	In re Henry Smith on Habeas Corpus Petition for review DENIED.
4th Dist. G020908 Div. 3 S101001	Sue Gamet et al., Appellants v. Christopher Blanchard et al., Respondents Petition for review DENIED.
4th Dist. G023581 Div. 3 S101066	Jim Hildebrandt, Appellant v. Newport Ski Company et al., Respondents Petition for review DENIED.

4th Dist. Joan Huntsman et al., Appellants
G023747 v.
Div. 3 John Gibson et al., Appellants
S100678 Petition for review DENIED.
 The request for judicial notice is denied.

4th Dist. People, Respondent
G024009 v.
Div. 3 Jose Martinez, Appellant
S101389 Petition for review DENIED.

4th Dist. Margaret Wilson, Respondent
G024524 v.
Div. 3 Jairo Sequeira, Appellant
S100554 Petition for review DENIED.

4th Dist. People, Respondent
G025514 v.
Div. 3 Greg Phillip Delacruz, Appellant
S101280 Petition for review DENIED.

4th Dist. People, Respondent
G025710 v.
Div. 3 Harold Lee Britton, Appellant
S100855 Petition for review DENIED.

4th Dist. Rhonda P., Petitioner
G028971 v.
Div. 3 Orange County Superior Court, Respondent
S100619 Orange County Social Services, Real Party in Interest
 Petition for review DENIED.
 The request for judicial notice is denied.

4th Dist. Edgar Omar Osorio, Petitioner
G029464 v.
Div. 3 Orange County Superior Court, Respondent
S100370 People, Real Party in Interest
 Application for stay and petition for review DENIED.

4th Dist. Geary Cortes, Petitioner
G029832 v.
Div. 3 San Diego County Superior Court, Respondent
S101639 People, Real Party in Interest
Application for stay and petition for review DENIED.

5th Dist. People, Respondent
F032334 v.
S100533 Johnny Yang, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F032859 v.
S100537 Vang Cha Yang, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034016 v.
S100639 David Wayne Mears, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034191 v.
S100520 Sopheap Sopa Chheoeung, Appellant
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. People, Respondent
F034208 v.
S100861 Frederick Ray Brown, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034280 v.
S101375 Steve Cruz, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F035015 v.
S101032 Ricky Gene Cerda, Appellant
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. Conservatorship of the Person and Estate of Santos Carrasco
F035034 -----
F035993 Corkey Jessie Virrey, Respondent
S101123 v.
Sixto Magana, Appellant
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. People, Respondent
F035325 v.
S100351 Jose Huro Criado, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F035457 v.
S101027 Robert Matthew Watts, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F036147 v.
S101090 John McKinley Wilson, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F036261 v.
S100469 Gregory Eugene Bisel, Appellant
Petition for review DENIED.

5th Dist. People, Petitioner
F037893 v.
S100719 Tulare County Superior Court, Respondent
Leroy Jesse Maloy, Real Party in Interest
Petition for review DENIED.
Baxter, J., was recused and did not participate on this matter.

5th Dist. Weyerhaeuser Company, Petitioner
F039209 v.
S101866 Stanislaus County Superior Court, Respondent
Regency Party Patio Homeowners Association, Real Party in Interest
Application for stay and petition for review DENIED.
Chin, J., was recused and did not participate.

6th Dist. H017310 S100648	People, Respondent v. Edward Vargas, Appellant Petition for review DENIED.
6th Dist. H019764 S101213	Elizabeth Ong et al., Plaintiffs, Cross-defendants and Respondents v. Encabo Enterprises et al., Defendants, Cross-complainants and Appellants Petition for review DENIED.
6th Dist. H020521 S101211	People, Respondent v. John Paul Florez, Appellant Petition for review DENIED.
6th Dist. H020617 S101284	People, Respondent v. Antonio Jasso, Appellant Petition for review DENIED.
6th Dist. H020625 S100408	Shirley Wershba, Plaintiff and Respondent v. Apple Computer Inc., Defendant and Respondent ----- Consumer Advocates et al., Plaintiffs and Respondents v. Apple Computer Inc., Defendant and Respondent Francis X. Doherty et al., Objectors and Appellants Petitions for review DENIED.
6th Dist. H020669 S101321	In re the Marriage of Buff and James Mark Steinberger ----- Buff Jones, Respondent v. James Mark Steinberger, Appellant Petition for review DENIED.

6th Dist. James 3 Corporation et al., Plaintiffs and Appellants
H020687 v.
S100391 Truck Insurance Exchange, Defendant and Respondent
Petition for review DENIED.
Baxter, J., was recused and did not participate.
Kennard, J., is of the opinion the petition should be granted.
The request for an order directing depublication of the opinion is denied.

6th Dist. People, Respondent
H020739 v.
S100594 George Gutierrez Coronado, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H020841 v.
S101217 John William Marshall, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H020857 v.
S100510 Carlos Albert Perez, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021046 v.
S101152 Michael Hutchinson, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021260 v.
S101104 Roy Raul Campos, Appellant
Petition for review DENIED.

6th Dist. Richard T. Abbate et al., Appellants
H021274 v.
S101233 County of Santa Clara et al., Respondents
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

6th Dist. People, Respondent
H021327 v.
S101067 Domingo Quistian, Jr., Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021356 v.
S101218 Mark Anthony Salcido, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021414 v.
S101256 Michael Louis Booker, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021458 v.
S101098 Cecil Jerome Hatchett, Appellant
Petition for review DENIED.

6th Dist. In re Carlos A. Perez
H021633 on
S100586 Habeas Corpus
Petition for review DENIED.

6th Dist. People, Respondent
H022062 v.
S101112 Mitchell Andrew Caravayo, Appellant
Petition for review DENIED.

6th Dist. In re Elizabeth O. et al.,
H022339 Persons Coming Under the Juvenile Court Law
S101363 -----

Santa Cruz County Human Resources Agency,
Plaintiff and Respondent
v.
Ernestina P., Defendant and Appellant
Petition for review DENIED.

6th Dist. In re Kevin S., a Person Coming Under the Juvenile Court Law
H022361 -----
S101124 Santa Clara County Dept. of Family and Children's Services,

Plaintiff and Respondent

v.

Michelle S., Defendant and Appellant

Petition for review DENIED.

6th Dist. In re Sheila S.
H022505 on
S101283 Habeas Corpus

Petition for review DENIED.

4th Dist. People, Plaintiff and Respondent
G025635 on

Div. 3 Daniel Phillip Gomez, Defendant and Appellant

S101024 The Reporter of Decisions is directed not to publish in the
Official Appellate Reports the opinion in the above-entitled appeal,
filed August 31, 2001, which appears at 92 Cal.App.4th 1. (Cal.
Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

1st Dist. In re the Marriage of Vanessa Montez and Jason Montez
A092951 -----

Div. 3 Vanessa Montez, Appellant

S101690 v.

Jason Montez, Respondent

The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

2nd Dist. Lois Payne, Plaintiff and Appellant

B135352 v.

Div. 5 National Collection Systems Inc., Defendant and Respondent

S098791 The request for an order directing depublication of the opinion in
the above-entitled appeal is denied.

2nd Dist. Homeside Lending, Inc., Plaintiff and Appellant
B137335 v.
B140456 Canyon View Estates, et al., Defendants and Respondents
Div. 1 -----
S100887 Norwest Mortgage, Inc., Plaintiff and Appellant
 v.
 Canyon View Estates, et al., Defendants and Respondents
 The request for an order directing publication of the opinion in
 the above-entitled appeal is denied.

2nd Dist. People, Respondent
B147538 v.
Div. 4 Elmer Barnes, Appellant
S100620 The request for an order directing publication of the opinion in
 the above-entitled appeal is denied.

4th Dist. Marcelino Oregel, Respondent
D036615 v.
Div. 1 American Isuzu Motors Inc., Appellant
S100202 The request for an order directing depublication of the opinion in
 the above-entitled appeal is denied.

5th Dist. People, Plaintiff and Appellant
F034666 v.
S101286 Casimero Carlos Casillas, Defendant and Respondent
 The request for an order directing depublication of the opinion in
 the above-entitled appeal is denied.
 Baxter, J., was recused and did not participate.

S014200 People, Respondent
 v.
 Jon Scott Dunkle, Appellant
 On application of respondent and good cause appearing, it is
 ordered that the time to serve and file respondent's brief is extended
 to and including January 4, 2002.
 No further extensions of time are contemplated.

S018292 People, Respondent

v.

Evan Teek Nakahara, Appellant

Based on counsel's representation that he anticipates filing respondent's brief within four months (that is, by March 15, 2002), counsel's application for an extension of time in which to file respondent's brief, is granted to and including January 14, 2002.

S030956 People, Respondent

v.

William James Ramos, Appellant

Due to clerical error, the order filed in the above matter on October 16, 2001, is amended to read as follows:

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including November 19, 2001.

S030956 People, Respondent

v.

William James Ramos, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including January 18, 2002.

S039632 People, Respondent

v.

Robert P. Wilson, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including January 14, 2002.

S079656 In re Miguel Angel Bacigalupo

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's traverse to the return to the order to show cause is extended to and including January 25, 2002.

- S099131 The People ex rel Thomas J. Orloff, as District Attorney et al.,
Plaintiff and Appellant
 v.
Pacific Bell et al., Defendants and Respondents
 On application of respondents Pacific Bell et al. and good cause
appearing, it is ordered that the time to serve and file the brief on the
merits is extended to and including December 26, 2001.
- S029384 People, Respondent
 v.
Dannie Hillhouse, Appellant
 Appellant's motion for release of People's Exhibits 10 and 10A
for testing, filed October 9, 2001, is granted subject to any terms and
conditions that the superior court may prescribe to ensure the
preservation and integrity of the exhibits. (See *Keenan v. Superior
Court* (1981) 126 Cal.App.3d 576, 585-586.)
- S047056 People, Respondent
 v.
Ignacio Arriola Tafoya, Appellant
 The application of appellant for leave to file the opening brief in
excess of the page limit is granted.
- S096570 Donald Souders, Plaintiff and Appellant
2nd Dist. v.
B141519 Philip Morris Incorporated etc., et al., Defendants and Respondents
Div. 3 Appellant's requests for calendar preference and for designation
of this review as lead case are DENIED.
- S099557 In re Zeth S., a Person Coming Under the Juvenile Court Law

Orange County Social Services Agency, Plaintiff and Respondent
 v.
Stacy S., Defendant and Appellant
 Upon request of appellant STACY S. for appointment of counsel,
Richard Pfeiffer is hereby appointed to represent appellant on her
appeal now pending in this court.
 Appellant's brief on the merits shall be served and filed on or
before thirty (30) days from the date respondent's opening brief on
the merits is filed.

S099557 In re Zeth S., a Person Coming Under the Juvenile Court Law

Orange County Social Services Agency, Plaintiff and Respondent

v.

Stacy S., Defendant and Appellant

Upon request of minor ZETH S. for appointment of counsel,
Melissa Chaitin is hereby appointed to represent the minor in this
court.

Minor's brief on the merits shall be served and filed on or before
thirty (30) days from the date respondent's opening brief on the
merits is filed.

